(18)

HIGH COURT OF CHHATTISGARH AT BILASPUR
W. P. (S) No. 1412 of 2007

Petitioner : Sanjay Kumar Nishad, S/o Shri Dhukhiram Nishad, aged about 30 years, R/o Bhedimuda, Ratanpur, Bilaspur (C.G.)

Versus

Respondents :1. State of Chhattisgarh, Through Secretary, Education Department, D.K.S. Bhawan, Raipur (C.G.).
2. Director of Public Instruction, Pension Bada, Raipur (C.G.)

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**.

Mr. Kumaresh Tiwari, Advocate for the Petitioner.
Mrs. Anju Ahuja, Dy. Govt. Advocate for the respondents/State.

ORDER

(Passed on this 12th day of March, 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** {2006 (II) MPJR-CG 96}, to which learned counsel appearing for the respondents fairly concedes and agrees with the averment made by learned counsel appearing for the petitioner.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B. Ed. Examination Certificate on his own expenses as per the circulars dated 24.12.1998 & 1.3.1999 and further whether he has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge

B/